GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – State Tax Department – A criminal case was registered by the ACB against Sri Ch.Srinivasa Rao, driver, O/o CTO, Guntur – Prosecution sanction accorded - Hon'ble ACB Court, Vijayawada convicted the AO – Dismissed from service - Sri Ch.Srinivasa Rao, driver (Dismissal from service) expired on 27.01.2013 – Further action abated – Orders – Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.RT.No. 135 Dated: 10-03-2021.
Read the following:

1. From the DG, ACB, Lr. No.129/RCA-VGT/2002, dated:03.08.2002.
2. Proceedings of DC(CT), Ref. No.307/02/A2, dated:24.09.2002.
3. From the DG, ACB, Lr. No.129/RCA-VGT/2002, dated:25.05.2005.
4. G.O.Ms.No.147, Revenue(Vig.I)Department, dated:10.02.2006.
5. Judgement dated:28.10.2010 of Spl. Judge for SPE & ACB cases, Vijayawada.
6. Proceedings of DC(CT), Ref. No.307/02/A2, dated:15.12.2010.
7. from CC(ST), Lr.No.V3(V4)/1491/2002, dated:16.10.2020.

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ORDER:

Whereas in the reference 1st read above, the Director General, Anti Corruption Bureau has informed that on credible information that Sri Ch.Srinivasa Rao, driver, O/o CTO, Guntur had acquired assets disproportionate to the known sources of income and a case in Cr.No.22/ACB-VJA/2002, U/s.13(2) r/w 13(1)(e) of P.C. Act, 1988 was registered against the said officer on 07.02.2002. Further, the Accused Officer placed under suspension vide reference 2nd read above.

2. The Director General, Anti Corruption Bureau in his final report vide reference 3rd read above, has recommended to prosecute Sri Ch.Srinivasa Rao, driver, O/o CTO, Guntur in a court of law besides initiation of departmental action for violation of APCS(Conduct) Rules, 1964, as the AO found in possession of disproportionate assets. Government after examining the matter, have accorded sanction for prosecution of the said AO vide reference 4th read above.

3. Whereas in the reference 5th read above, Spl. Judge for SPE & ACB cases, Vijayawada delivered the judgement on 28.10.2010 in CC No.26/2007 found the AO Sri Ch.Srinivasa Rao, driver, O/o CTO, Guntur guilty of the offenses under the section U/s.13(2) r/w 13(1)(e) of P.C. Act, 1988 and convicted him under section 284(2) Cr.P.C. Consequent to the Hon'ble Court orders the disciplinary authority imposed major penalty of dismissal from service on Sri Ch.Srinivasa Rao, driver, O/o CTO, Guntur from Government service vide reference 6th read above.

4. Further, with regards to the departmental action, the Govt., vide Memo. dt.20.06.2006, have requested the CCT to initiate departmental action against the AO for violation of Conduct Rules. The CCT in his letter, dt.17.01.2018 has reported that the DC (CT) has submitted the Inquiry report submitted by the CTO, Brodipet on 30-09-2011 in respect of violation of Rule 9(1)(2)(7) of APCS (Conduct) Rules 1964 by Sri Ch.Srinivas Rao, Driver O/o CTO, Brodipet (under Dismissal) with a finding that the delinquent officer acquired properties without intimation / permission from the competent authority. Further, the Inquiry Officer has submitted his Inquiry report on 30-09-2011 after issue of the dismissal orders and the Deputy Commissioner (CT) Guntur has now forwarded the said inquiry report stating that no further action can be taken against the delinquent basing on the Inquiry report submitted by the CTO, Brodipet, since he has been already dismissed from the Government service. Finally, the CCT has requested the Government, to issue appropriate orders in the matter.

(P.T.O)

5. The IA in his findings, has stated that on perusal of the record and his oral explanation of the CO, it is proved that the delinquent officer acquired properties without intimation / permission from the competent authority and has violated the CCA Rules. Hence, the IA recommended stringent action against the delinquent officer in this regard for the violation.

7. While the issue is under examination, the Chief Commissioner of State Tax, AP, Vijayawada vide reference 7th read above, has informed that the Joint Commissioner (ST), Guntur has reported that the CO, Sri Ch.Srinivasa Rao, driver, O/o CTO, Guntur (dismissal from service) expired on 27.01.2013 and while enclosing a copy of death certificate of the deceased employee has requested Government for further action in the matter.

8. Whereas, Government, after examining the matter have decided and hereby abate further action against Sri Ch. Srinivasa Rao, Driver (Dismissal from service), O/o the Commercial Tax Officer, Brodipet, Guntur , who expired on 27.01.2013, subject to recovery of loss, if any, from his terminal benefits, in terms of Rule - 9(7) of A.P Revised Pension Rules, 1980.

9. The Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada shall take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada.
Legal heir of the deceased Govt Servant Sri Ch. Srinivasa Rao, Driver (Dismissal from service), O/o the Commercial Tax Officer, Brodipet, Guntur through the Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada.
Copy to:
The Director General, Anti Corruption Bureau, Andhra Pradesh, P.N.Bus station, NTR Administrative Block, 2nd Floor, Vijayawada.
The Secretary to Vigilance Commissioner, APVC, Secretariat, Velagapudi.
The Joint Commissioner (ST), Guntur.
SC/SF.

//FORWARDED :: BY ORDER//

SECTION OFFICER